

Liber M M he the said Richard his Disbursem^{ts} for and on the behalfe of the said George should amount unto and Exceed the Disbursem^{ts} of him the said George by him on the behalfe of the said Richard so disbursed as aforesayd. And they the said Henry and Sophia in fact say that the Disbursem^{ts} of the said Richard in his life time for and on the behalfe of the said George did and Doe amount to and Exceed the sumes by y^e said George for and on the behalfe of him the said Richard in his life time disbursed the sume of Eleaven Thowsand and fiftene pounds of Tobacco as they the said Henry and Sophia by wayes and meanes convenient can make appeare. Notwithstanding the said George his promise & assumption so as aforesayd to him the said Richard in his life time made little regarding but Devising and fraudulently intending him the said Richard in his life time and the said Sophia after the death of the said Richard, to whom Execution of the Testam^t of the said Richard was committed, and them the said Henry and Sophia after the marriage betweene them Celebrated the said sume of Eleaven Thowsand and fiftene pounds of Tobacco to Defraud the said Sume of Eleaven Thowsand and fiftene pounds of Tobacco to him the said Richard in his life time, nor to the said Sophia whilst she was sole, nor to them the said Henry & Sophia after the marriage betweene them Celebrated although often thereunto Required hath not satisfied but the same to satisfy doth altogether refuse, in the Retardacoñ of the Execution of the Testam^t aforesayd, whereupon they say they are Damnified and have losse, to the vallue of Twenty Thowsand pounds of Tobacco, and thereupon they bring their suite and they bring here into Co^{rt} the said Testam^t of him the said Richard whereby it may appeare to y^e Co^{rt} here that the said Sophia is Executrix of the Testam^t of the said Richard and thereof hath the Administration.

And the aforesayd George by Mathew Ward his Attorney cometh and Defendeth the wrong and injury aforesayd when &c and saith that he did not assume and promise in manner and forme as the
 p. 94 said Henry & Sophia above against him have Declared and of this he puts himself upon the Country and the said Sophia and Henry likewise

Therefore Comaund is given to the Sheriff of St Maryes County that he cause to come before the Justices of the Provincial Co^{rt} at the City of St Maryes on the Eleaventh day of November next being the first day of the same Court twelve &c by whom &c who neither &c because as well &c to Recognize &c and the same day is given to both ptyes. At w^{ch} said Eleaventh day of November the Provincial Court aforesayd was by the writ of Adjournm^t of the said Lord Proprietary adjourned untill the next day being the Twelveth day of the same November.

At w^{ch} said Twelveth day of November in the 42th yeare of the